

## UNITED STATES DISTRICT COURT

Northern District of California

LensCrafters, Inc. and EYEXAM of California, Inc.

V.

E-Filing

## SUMMONS IN A CIVIL ACTION

Liberty Mutual Fire Insurance Co.; Executive Risk  
Specialty Ins. Co.; United States Fire Ins. Co.; Markel  
American Ins. Co.; and Westchester Fire Ins. Co.

CASE NUMBER:

C 07 2853 | EMC

TO: (Name and address of Defendant)  
Markel American Insurance Company  
c/o Jere Keprios  
818 West Seventh Street  
Los Angeles, CA 90017

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Richard DeNatale, Esq.  
Celia Jackson, Esq.  
Heller Ehrman LLP  
**333 Bush Street**  
**San Francisco, CA 94104**  
Tel: (415) 772-6000  
Fax: (415) 772-6268an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK



(By) DEPUTY CLERK

DATE

MAY 31 2007

MARY ANN BUCKLEY

<p>Attorney or Party without Attorney:  <b>RICHARD DENATALE, Bar #121416</b>  <b>HELLER EHRMAN LLP</b>  <b>333 BUSH STREET</b>  <b>SAN FRANCISCO, CA 94104</b>  <b>Telephone No: 415 772-6000</b>      <b>FAX No: 415 772-6268</b></p>		<i>For Court Use Only</i>	
<p><i>Attorney for: Plaintiff</i></p>		<i>Ref. No. or File No.:</i>	
<p><i>Insert name of Court, and Judicial District and Branch Court:</i></p> <p><b>U.S. DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA</b></p>			
<p><i>Plaintiff:</i> <b>LENSCRAFTERS, INC., ET AL.</b></p>			
<p><i>Defendant:</i> <b>LIBERTY MUTUAL FIRE INSURANCE COMPANY, ET AL.</b></p>			
<p><b>PROOF OF SERVICE</b>  <b>SUMMS IN CIV. ACTION</b></p>		<p><i>Hearing Date:</i></p>	<p><i>Time:</i></p>
		<p><i>Dept/Div:</i></p>	<p><i>Case Number:</i></p>
		<p>C072853 EMC</p>	

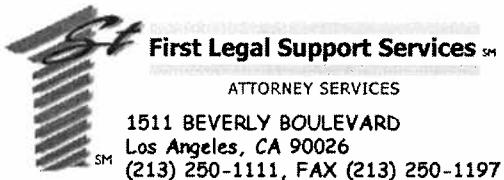
1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the Summons In A Civil Action; Complaint; Certification Of Interested Entities Or Persons; Notice Of Pendency Of Other Action Or Proceeding; Order Setting Initial Case Management Conference And Adr Deadlines ; Standing Order For Civil Practice In Cases Assigned For All Purposes To Magistrate Judge Edward M. Chen; Notice Of Assingment Of Case To A United States Magistrate Judge For Trial; Consent To Proceed Before A United States Magistrate Judge; Declination To Proceed Before A Magistrate Judge And Request For Reassigment To United States District Judge; Ecf Registration Information Handout .

3. a. *Party served:* **MARKEL AMERICAN INSURANCE COMPANY**  
b. *Person served:* **MARGRET WILSON, PROCESS SPECIALIST, CT CORPORATION SYSTEMS, REGISTERED AGENT., SERVED UNDER F.R.C.P. RULE 4.**

4. *Address where the party was served:*  
**818 WEST SEVENTH STREET  
2ND FLOOR  
LOS ANGELES, CA 90017**

5. *I served the party:*
  - a. **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on: Fri., Jun. 01, 2007 (2) at: 3:05PM

7. *Person Who Served Papers:*
  - a. **BRIAN MUZILA**
  - d. *The Fee for Service was:*
  - e. I am: Not a Registered California Process Server



8. *I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.*

Date:Mon, Jun. 04, 2007